IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA CHARLESTON DIVISION

IN RE: BOSTON SCIENTIFIC CORP. PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION

**MDL NO. 2326** 

THIS DOCUMENT RELATES TO THE CASE(S) LISTED ON THE EXHIBIT ATTACHED HERETO:

# JOINT MOTION TO DISMISS ETHICON, INC. AND JOHNSON & JOHNSON WITH PREJUDICE

Plaintiff in the case listed on the attached Exhibit A and defendants Ethicon, Inc. and Johnson & Johnson, advise the Court that they have compromised and settled all claims between them in these actions, including all counterclaims, cross-claims and third party claims.

Accordingly, Plaintiff, Ethicon, Inc., and Johnson & Johnson jointly move the court to dismiss Ethicon, Inc. and Johnson & Johnson with prejudice in the cases listed on the attached Exhibit A, with each party to bear its own costs. The settlements in the cases listed on Exhibit A relate only to Ethicon, Inc., and Johnson & Johnson. Other defendants in these actions remain pending, and plaintiffs will continue to prosecute these actions against them.

#### Respectfully:

//s/ Christy D. Jones
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## EXHIBIT A – BLASINGAME BURCH GARRARD & ASHLEY, P.C.

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:12-cv-01748	Gail Reilly Cross v. Ethicon, Inc., et al.

### **CERTIFICATE OF SERVICE**

I hereby certify that on May 2, 2017, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in this MDL.

By: /s/ William M. Gage William M. Gage